App. F. IX-4

Previous References.

19 49. (R)

File No. 288-(19

Serial Nos. 3

Later References.

Chs. ~~Mis~~. 88-51-1

Chs Misc 163-53-1.

GENERAL AND REVENUE SECRETARIAT

Serial Nos. One

✓

Part B for Sept-1950

SUBJECT

Government Servants' Conduct Rules - Immovable Property ~~or~~ acquired by Government Servants -

No 8422-88-26/CB/288-49-3 D. 1. 19. 50

The Secretaries to Govt
The Heads of Departments
The Deputy Commissioners of Districts —

From No 1/10/50

Permission to Janab Syed Ghouse Mohideen, Asstt Comr to acquire land.

[App. F .III-2

General and Revenue Secretariat | File No. 1104/CB of 19

Serial No.

Letter no. A.1.3711/ag-50 dated 31st May 50 recommending permission to Janab Ghouse Mohideen, Asstt Comr to acquire land

1) Janab Ghouse Mohideen has sought permission to acquire 10 acres wet and 30 acres of dry or garden land with a view to settle down as an agriculturist after retirement under rule 16, para 281, Page 81 of the Manual of General circulars and Standing orders. Sanction of Govt is necessary in this behalf.

2) It is not known whether the extent of land applied for is within the limit prescribed under the rules. The Revenue Board may have to be consulted in the matter.

3) However the R.C considers that the request of Janab Ghouse Mohideen is a bonafide one and recommends that the permission asked for may be granted subject to the condition that he cultivates Govt as and when he acquires land.

4) For orders.

by
17/6/50.

4) Under rule 20 of the Rules for the Conduct of Govt. Servants, applications for acquisition of lands submitted to Govt. by Govt. Servants should be in the form given in Appendix II of the Manual of General

Note.—Contn. Sheet.

Circulars and Standing Orders. That form contains one set of particulars to be entered by the applicant and another to be furnished by the Head of the Deptt., including particulars of the consideration paid for the property and remarks as to whether the price paid for the property is reasonable and whether in consideration of all the circumstances of the case permission may be granted without creating any false impression on the minds of the people.

5) The permission sought by Janab Ghouse Mohiyuddin and recommended by the Res. Comr. is, however, a general one - for the acquisition of 10 acres of wet and 30 acres of dry or garden land - for which there is no specific provision in the rules. The request for such general permission may, however, be reasonable - especially as the permission is subject to the condition that due intimation would be given again as and when land is acquired - in view of the practical difficulty otherwise in negotiating the purchase, in accepting an offer immediately it is made etc. At the same time, once such a general permission is given and the Officer acquires a piece of land there may be other practical difficulties in intervening at that stage of the acquisition

Permission to Janab ghouse Mohideen to acquire land

[App. F .III-2

General and Revenue Secretariat | File No. acquire land of 19 1104/CB

Serial No.

in question were found to be objectionable.

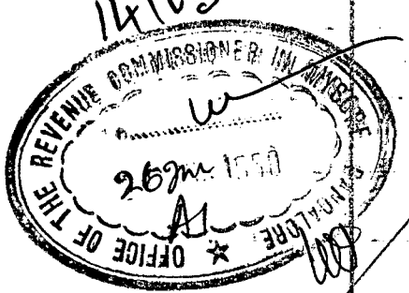
6) It has not been possible to trace any precedents where such general permission has been granted.

7) If approved, the Rev. Comr. may be consulted u/o for favour of remarks.

Yes
Secy
20/6/50

17.6.50.

14103.



27/6

Memo: L.O. No. 24/CB dt 26/6/50

8) Forwarded with compliments to the Revenue Commissioner in Mysore for favour of remarks.

Sd/- Ramakrishnaiya
for Chief Secretary to Govt.
24/6/50.

dt 22/6/50.

22.6.50.

No. A1.3711/49-50.

Ref L.O. file

9) Returned with compliments.

10) I agree that it may not be advisable to grant a general permission of the kind applied for by Janab Syed Ghouse Mohidin. He may be asked to renew his application after he has selected the land and is in a position to give the particulars.

11) The Secretariat Collections are returned herewith.

(7)

Sd/- Varadarajaiah
Revenue Commissioner.
15/7

Note.—Contn. Sheet.

permission to Gunab Ghouse Robertson, Asst Com. to acquire land.

1152

File No. of 19 CB

General and Revenue Secretariat

Serial No.

Subd with reference to para 8 of the note. Draft letter put up for approval or other orders.

17/7/50 13) The un-official note of the Rev. Comr. is for perusal.

17.7.50 The procedure suggested by him is not free from difficulties. It is not easy for an officer to select the land and then apply for permission. Before the necessary sanction is received by him the land in question might have been disposed of and the officer may not therefore get the land he wanted. General permission asked for by an officer may be accorded with instruction that a full report should be submitted to Govt. before taking possession of land.

Chief Secy) JSMR 19.7.50

14) I consider that the rule may have to be amended to make provision for such cases. There was a similar difficulty in Sri. Lingaraja's (Sri Rachaiah Shetty) (Asst Comr) case.

Ch. Secy 15 20/7

15) Amendment may be proposed. JSMR 20/7/50 15/7/50 20/7

CHIEF SECRETARY 3577 19 JUL 1950 GOVT. OF MYSORE

Office of the Chief Minister No. 2801 Date of Receipt 20/7

WD 06826—GPB—25,000—26-7-49

Permission to James Thomas Mathesen Asstt Engr to acquire Govt land. CEO 27/7/50 CB.

16) Subs with reference to the minute of the Secy for Finance and Industries at para 15 of the note. Under rule 20 of the rules for the Conduct of Govt Servants, applications for acquisition of lands shall be submitted to Govt by Govt Servants in the form given in Appendix II of the manual of General circulars and Standing Orders. This rule contemplates, among other things, that the applicant should furnish full particulars re the locality, extent, quality, availability etc of the land applied for, before the question of granting the land is taken up for consideration and it does not afford scope in the cases of applicants to obtain general permission to acquire land and apply for it as and when it is available for grant. This disability may perhaps be obviated by further amplifying the rule and adding a Note thereto as below:—

General permission to acquire lands may however be granted by Govt in cases where this may be considered necessary subject to the condition that acquisitions are reported to Govt for sanction in due course in the form given in Appendix II of the Manual of General circulars and Standing Orders.

17) Refer para 15.

18 xmx 27/7/50

(Chief Secy)

27/7/50

19) In this particular case, the officer may give effect to the application if he has selected the

CHIEF SECRETARY 3877 28 JUL 1950 OF MYSORE

land. He says he has no particular land in view, but he must first make sure of what it is that he wants to buy.

20) The difficulty we arise in cases like those of Sri. Rachaiah, who cannot, on the name of Survey, tell Govt. what it is that they will be buying; Eg. an officer proposes to bid at an auction where several plots of land will be sold, and till the sale is concluded the officer will not be able to say which plot it is that he is going to buy.

21) The rules to be amended by addn. of the following:-

"In cases where the parties regd. in the form cannot be given for the reason that the S.No., other particulars have not yet been determined, the land proposed to be purchased shd. be described as clearly as may be possible by giving the metes & bounds, and the Village, Hobli, Taluk of the parties".

22) Contract C-C cattle.

28/7

amk
28/7/50

Permission to Janab Ghouse Mohiuddin, Asst Comr, to acquire East land

1104/CB

General and Revenue Secretariat | File No. of 194 | [App. F. III-2

Serial No.

L.O No. 40/CB dated 21/7/50

23) Forwarded with Compliments to the Revenue Commissioner in Mysore for favour of remarks.

Sd/- S. Ramakrishnaiya
for Chief Secretary to Govt.
28/7/50

1310

3/8/50

28.7.50

No. Al 3711/49-50.
Exch. collections.

24) Returned with compliments.

Rule 20 of the

25 I agree that the Government Servants Conduct Rules has to be amended so as to provide for grant of general permission to acquire immoveable property, in cases, where in the nature of things it is not possible to furnish full particulars, as for example in the case of an Officer who wants to purchase lands in Darkhast Sale by Public Auction or sites in Auction Sales or allotment on approved principles, by Municipalities or Trust Boards, etc. I consider that the amendment proposed in Para 21 of Supra may be adopted with slight modifications. I would suggest that the addition to be made to the Rule may make it clear that it is applicable primarily in cases where the property is proposed to be purchased in an auction, where several items are put to sale and correct description is not possible. I would also suggest the omission of the words "metes

17.8.50

NOTE—Contn. Sheet.

Permission to make [illegible] to be given to acquire [illegible] land.

RC 1 / 65

File No. of 194 . | General and Revenue Secretariat

Serial No.

"metes and bounds" and substitution of the word "location" for them. With the above modification the addition to be made to the Rule would read as follows:-

"In cases where the particulars required in the form cannot be given for the reason that the survey number and other particulars have not yet been determined, as for example when an Officer intends to offer bids at an Auction Sale where several items are sold and he cannot know which he will purchase, until after conclusion of the Sale, the property proposed to be purchased should be described as clearly as may be possible giving the location, and the Village, Hobli, Taluk and other particulars".

26) The Secretariat Collections are returned herewith. (no collections were sent from this Dist) by 18/8/50

W.D. Ampa Rao

Revenue Commissioner.

16/8/50

27) Submit for perusal and orders (Rep. Paras 19 to 22 of the note) as to whether the additions by 18/8/50 to the rule as proposed at para 25 may be adopted as a Note to the existing rule.

28) As may be approved.

18.8.50

29) Circle Syed Ghouse Mohiddin may also be informed as [illegible]

Serial No.

as proposed in para 19.

Chief Secy)

Rmk
19-8-50

30) Please send a letter to Janab Ghouse Moinuddin as above, & postage.

RG
20/8
amn
20/8/50

31) Draft letter put up for approval.
by 21/8/50

32) Issue & postage
Rmk
21/8/50

L
22.8.50.

2.

The Revr. Comr.

No. 1857/CB 2) 22/8/50 Stating that Janab Sayed Ghouse Moheeden, State Revr doing duty as Sales Tax Officer, Bldg may be requested to give specific particulars of land he proposes to buy and to apply after he has selected the land.

33) Sent with reference to para 32 supra.
by 23/8/50

Chief Secy)

34) Rmk
23.8.50

L
22.8.50.

35) RG
24/8
amn
25/8/50

CHIEF SECRETARY 4612 13 AUG 1950 GOVT. OF MYSORE

CHIEF SECRETARY 13 AUG 1950 GOVT. OF MYSORE

Permission to Jamat Sud Ghouse Mohideen
to acc... land - 1154/18 of 19

File No.

General and Revenue Secretariat

Serial No.

36) Submit for ~~orders~~ orders whether a draft O.M may be put up on the lines proposed by the Chief Secretary at para 2 of the note or by the Rev. Comr in his minute para 2.

by 24/8/50

37) Please put up draft.

22.8.50.

38) The Rev. Comr while agreeing with the ~~suggestion~~ proposed amendment to the Rule 20 of the rules for the grant of Inam Servants as at para 2 of the note, suggests the omission of the word "or Inamdar" occurring in the last para and substitution of the word "Inamdars" for them.

39) ~~Draft O.M. put up accordingly for approval~~ ~~of~~ orders.

by 28/8/50 40) Draft O.M. is for approval

28-8-50. Chief Secy)

29.8.50

41) Will issue after perusal Refce. para 15.

Ch. Minr)

30/8

30/8/50

42) Rec'd. 31/8/50

1/9

2.9.50.

CHIEF SECRETARY 30 AUG 1950 GOVT. OF MYSORE

Office of the Chief Minister
No. 3907
Date of Receipt 30/8

CHIEF SECRETARY 2 SEP 1950 GOVT. OF MYSORE

Serial No.

Issued OM nos. 8427-8526/CB 288-49.3

DJ 1/9/50

43) This will be kept in Sub if approved.
(Reference paras 30 to 32 of the note)

by 24/10/50

Please speak

24.10.50

44) This is recorded as instructed in person.

by 24/10/50

1104/CB
Sri UCS

GOVERNMENT OF MYSORE.

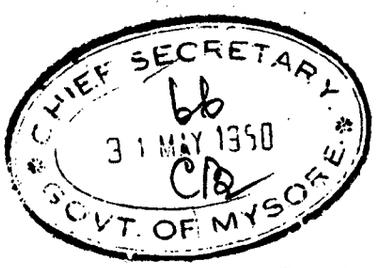
OFFICE OF THE REVENUE COMMISSIONER
IN MYSORE.

No. Al.3711/49-50.
Each - Two
Dated, Bangalore, 30th M a y 1950.
31st

To

Sri K. Srinivasan, B.Sc.,
Chief Secretary to the Government of Mysore,
B a n g a l o r e.

Sir,



Subject:- Permission - Acquisition of lands by Janab Syed Ghouse Mohideen - Assistant Commissioner - Grant of -

I have the honour to state that Janab Syed Ghouse Mohideen, Assistant Commissioner, doing duty as Sales Tax Officer, Bangalore, has applied for the grant of permission to -- acquire about 10 acres of wet and 30 acres of dry or garden land as he wants to settle down as an Agriculturist after retirement. It is stated that the particulars of the land to be acquired could not be furnished as he has not got any land in view. The request of this Officer appears to be reasonable and deserves sympathetic consideration.

In the circumstances I request that -- sanction of Government may be kindly obtained to permit Janab Ghouse Mohideen to acquire -- the extent of land applied for by him subject to the condition that he intimates Government as and when he acquires land.

The application of this Officer together with his representation is enclosed for reference.

Yours faithfully,
Revenue Commissioner. 30/5

Bangalore,
Dated: 3rd May 1950.

To

The Revenue Commissioner in Mysore,
B a n g a l o r e.

Through

The Deputy Commissioner of Sales Tax,
Bangalore Division, BANGALORE.

15619

Sir,

With reference to your letter No.D.O.A-P.R.846/49 dated 2nd May 1950, I beg to enclose herewith the form duly filled. As I have already stated in my original application, I have no particular land in view at present to acquire either from - Government or private owners. Hence I could not fill up all the columns of the statement, except columns 12 and 14 - for which I have stated that it is my intention to settle down as an agriculturist after retirement and also to settle my sons on agriculture on scientific lines; and till then I propose to manage this land through paid agency.

As my application for any available Government land is to be accompanied by such a permission, I request that a permission in general terms may be kindly granted authorising me to acquire agricultural lands up to a limit of 10 acres of wet and 30 acres of dry or bagaheth; and I undertake to report to Government the particulars of the land if any I succeed in acquiring either from Government or private parties.

I beg to remain,
S i r,
Your most obedient servant,

S.Ghouse Mohideen.B.A.,
Sales Tax Officer,
IV Circle, (Civil Station)
6, Maple Craft,
Sampangy Tank Bund Road,
BANGALORE.

Forwarded with Compliments to the Revenue Commissioner in Mysore Bangalore

Deputy Commissioner of Sales Tax
Bangalore Divn.

APPENDIX A - FORM OF APPLICATION FOR ACQUISITION OF LANDS SUBMITTED TO GOVERNMENT BY OFFICERS UNDER RULE 20 OF THE RULES FOR THE CONDUCT OF GOVERNMENT SERVANTS.

Particulars to be entered by the applicant.								Particulars to be furnished by the Deputy Commissioner or the Head of the Department.								
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	Any other remarks.
Name and the official designation of the officer making the application.	Name of the Taluk and the village the land is proposed to be acquired is situated.	Description of land - (wet, dry or garden).	Whether Government or Inam	Survey Number.	Area.	Assessment.	How and from whom proposed to be acquired (whether by sale gift, mortgage or otherwise).	Valuable consideration, if any.	Whether the management of the property will in any way interfere with the proper discharge of his duties.	Whether the seller or the donor of the property is one who has constant dealing with the officer in column 1 such as are likely to influence him to part with his property against his free will.	How the purchaser proposes to manage the property.	Whether the price paid for the property is fair and reasonable	Whether the property is acquired as an investment or for convenience of residence or for use as kitchen garden.	Why the property is parted.	Whether if the property proposed to be acquired is Government waste land any application for the same hitherto been received and refused.	Whether in consideration of all the circumstances and the general character of the officer concerned the application may be granted without creating any false impression on the minds of the people.		
9 Cawnpore Sale Tax Officer Ex Bungalow.	9 Cawnpore Parkenden lands	vi iew. Jan a nud ga Jamine hamin ki apply for any available Govt land in vicinity to the purchase for fruit parks if available					from Government or for fruit parks	not known.	Certainly not.	—	Re appointment by Government land for fruit parks Cawnpore & an Jamin obtain retrieval.	As a source of livelihood for my family.	—	—	—			

Signature of the applicant.

Sale Tax Officer
Ex Circle Bungalow
28/5/52

Signature of the Revenue Commissioner ~~and the Head of the Department.~~ Deputy

28/5/52

No. 7857/CA.

Dt. 22-8-50.

The Revenue Commissioner in Mysore,
Bangalore.

Subject: Permission - Acquisition of lands by Janab Syed Ghouse Mohideen, Assistant Commissioner - Grant of

*****

With reference to the correspondence ending with your Unofficial Note No.A1.3711/49-50 dated the 16th August 1950, I am directed to state that Janab Syed Ghouse Mohideen, Assistant Commissioner, doing duty as Sales Tax Officer, Bangalore, may be requested to give specific particulars of the land he proposes to buy and to apply after he has selected the land.

Yours faithfully,

22/8/50.

Chief Secretary to Government.

LC/2

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

General and Revenue Secretariat,

No. 8427-8536/G.D. 288-49-3. *Dated Bangalore,* 1st Septr. *19*50.

OFFICIAL MEMORANDUM.

The following note will be added under Rule 20 of the rules for the Conduct of Government Servants:-

"In cases where the particulars required in the form cannot be given for the reason that the survey number and/or other particulars have not yet been determined, as for example when an Officer intends to offer bids at an Auction Sale where several items are sold and he would not know which item he would purchase, until after conclusion of the sale, the property proposed to be purchased should be described as clearly as may be possible giving the location and the Town, Mohalla, / Village, Hobli, / City / Taluk and other particulars".

By Order of His Highness
the Maharaja,

D. Venkatasubbaiya
Chief Secretary to Govt.

To

The Secretaries to Government;
The Heads of Departments;
The Deputy Commissioners;
S.C.

no 8627-8526 | CB 288-69-3.

G. R. S. App. F. G. 3.]

GENERAL AND REVENUE.

SECRETARIAT.

(*Continuation sheet draft form.*)

Off) 1:9:50

The following note will be added ~~to~~ under Rule 20 of the rules for the Conduct of Govt Servants:—

"In Cases where the particulars required in the form cannot be given for the reason that the Survey numbers and/or ~~and~~ other particulars have not yet been determined, as for example when an Officer intends to offer bids at an Auction sale where several items are sold and he would not know which item he would purchase, until after conclusion of the sale, the property proposed to be purchased should be described as clearly as may be possible giving the location and the

WD 06072—GPB—25,000—21-6-49

Town, Mohalla, City
village, Hobli, Taluk and
other postal particulars".

By order of H.H.

Chief Secretary.
28/8/50.

The Secretaries to Govt.
The Heads of Depts.
The D.Cs
S.O.

28.8.50